EXCISE

(463)

[redacted]

B-6

FORM E Personal Injuries to Claimant

A. Description of Injuries Fractured mandible; 2 shattered teeth, bullet wound w chin; ragged wounds to forehead, eyelid, left forearm, back, left thigh, left buttock.

B. Doctor's description of pain normally attendant on such injuries: Moderate

C. Description of Treatment

1 List hospitals and dates

USS America 9 June - 30 June 67

Naval Hospital, St Albans, 1 July - 11 Aug 67

2. Days hospitalized 63 days

3. Treatment while hospitalized and dates

fracture mandible splinted by arm bars, 9 June;
2 shattered teeth removed 7 August.

DEPARTMENT OF STATE A/CDC/MR

REVIEWED BY John Kelly DATE 1/24/83

RDS☐or XDS☐EXT. DATE

TS AUTH. REASON(S)

ENDORSE LIMITED MARKINGS☐

DECLASSIFIED; RELEASABLE☐

RELEASE DENIED☐

PA or FOI EXEMPTIONS B6

ATTACHMENT NO. 19 (#463)

4. Outpatient treatment and dates None

5. Days outpatient treatment _____.

6. Treatment while outpatient and dates _____.

7. Other treatment _____

8. Was claimant removed from active duty on June 8, 1967?

yes If so, when was he returned to duty?

11 Aug 67

9. Permanent or residual impairment _____

Partial denture; facial scarring to be evaluated for plastic surgery in 1 year, strained in lumbar region requires that back not be strained.

DECLASSIFIED

10. Estimated effect of permanent or residual impairment on claimant's future earning capacity.

Scarring probably correctible. Back weakness may remain. Claimant did not finish high school and intended to be short order worker, but weak back may preclude.

D. Claim for severity of injury and attendant pain and suffering.

Low (under $5000) Guidelines: no significant residual effect, hospitalized week or less, moderate pain. (In cases involving extremely limited injuries, with no residual effect, no loss of duty status, and minimal pain and suffering use $200, $300, $400 or $500.) $_____

Intermediate ($5000 to $20,000) Guidelines: some significant residual effect, hospitalized one to six weeks, severe pain. $ 15,000

High ($20,000 to $30,000) Guidelines: severe residual effect, hospitalized over six weeks, very severe pain. $_____

E. Claim for loss of future earning capacity

1. Age of claimant on June 8, 1967. 21

2. Years till 65. 44

3. Salary at time of injury. $ 2387

4. Projected salary

20-29 salary $ 4160 *x years 9 = $ 37,440

30-39 salary $ 5408 (130% of above)

x years 10 = $ 54,080

40-49 salary $ 6490 (120% of above)

x 10 years = $ 64,900

50-59 salary $ 7139 (110% of above)

x 15 years = $ 107,085

Total $ 263,505

5. Average annual salary:

total salary $ 263,505

÷ 44 years till 65 $ 5989

6. Lost future earnings; estimated percentage

of future earning capacity lost 20 %

x total salary $ 263,505. $ 52,301

*Use 3 above or $4160, whichever is greater.

7. Annual lost future earnings: estimated percentage of future earning capacity lost 10 % x average annual salary $ 5989 $ 1198

8. Present value of lost future earnings: annual lost future earnings $ 1198
x factor 22.282 = $26,693 $ 27,000

F. Total claimed $ 42,000

DECLASSIFIED

[redacted]

B-6

FORM E Personal Injuries to Claimant

A. Description of Injuries Multiple shrapnel wounds. Shrapnel in forehead to right of right eye, shrapnel in left forearm, right forearm, right little finger and back

B. Doctor's description of pain normally attendant on such injuries: Moderate

C. Description of Treatment

1. List hospitals and dates

2. Days hospitalized 14

3. Treatment while hospitalized and dates

DECLASSIFIED

4. Outpatient treatment and dates Portsmouth Naval Hospital (dates not established.)

5. Days outpatient treatment —.

6. Treatment while outpatient and dates Inspection by surgical & neurosurgical specialists 25 July 67 & 5 Sep 67

7. Other treatment

8. Was claimant removed from active duty on June 8, 1967? Yes If so, when was he returned to duty? Apparently 22 June 67.

9. Permanent or residual impairment Cannot open mouth widely; cannot wrinkle right side of forehead; facial nerve palsy.

DECLASSIFIED

10. Estimated effect of permanent or residual impairment on claimant's future earning capacity.

Palsy somewhat disfiguring but unlikely to affect earning capacity. Advertising director in civilian life

D. Claim for severity of injury and attendant pain and suffering.

Low (under $5000) Guidelines: no significant residual effect, hospitalized week or less, moderate pain. (In cases involving extremely limited injuries, with no residual effect, no loss of duty status, and minimal pain and suffering use $200, $300, $400 or $500.) $_____

Intermediate ($5000 to $20,000) Guidelines: some significant residual effect, hospitalized one to six weeks, severe pain. $ 6,000

High ($20,000 to $30,000) Guidelines: severe residual effect, hospitalized over six weeks, very severe pain. $_____

DECLASSIFIED

E. Claim for loss of future earning capacity

1. Age of claimant on June 8, 1967. _____

2. Years till 65. _____

3. Salary at time of injury. $_____

4. Projected salary

20-29 salary $_____ *x years_____ = $_____

30-39 salary $_____ (130% of above)

x years_____ = $_____

40-49 salary $_____ (120% of above)

x 10 years = $_____

50-59 salary $_____ (110% of above)

x 15 years = $_____

Total $_____

5. Average annual salary:

total salary $_____

÷ _____ years till 65

6. Lost future earnings: estimated percentage of future earning capacity lost _____%

x total salary $_____. $_____

*Use 3 above or $4160, whichever is greater.

[redacted]

B-6

FORM E Personal Injuries to Claimant

A. Description of Injuries Contusion of left hand.

B. Doctor's description of pain normally attendant on such injuries: Moderate

C. Description of Treatment

1. List hospitals and dates None

2. Days hospitalized

3. Treatment while hospitalized and dates

DECLASSIFIED

4. Outpatient treatment and dates _____

5. Days outpatient treatment _____.

6. Treatment while outpatient and dates _____

7. Other treatment Sick call

8. Was claimant removed from active duty on June 8, 1967?

No If so, when was he returned to duty?

_____

9. Permanent or residual impairment Claimant says hand injury was painful; could not use hand for two weeks.

DECLASSIFIED

10. Estimated effect of permanent or residual impairment on claimant's future earning capacity.

None

D. Claim for severity of injury and attendant pain and suffering.

Low (under $5000) Guidelines: no significant residual effect, hospitalized week or less, moderate pain. (In cases involving extremely limited injuries, with no residual effect, no loss of duty status, and minimal pain and suffering use $200, $300, $400 or $500.) $ 300

Intermediate ($5000 to $20,000) Guidelines: some significant residual effect, hospitalized one to six weeks, severe pain. $_____

High ($20,000 to $30,000) Guidelines: severe residual effect, hospitalized over six weeks, very severe pain. $_____

DECLASSIFIED

E. Claim for loss of future earning capacity

1. Age of claimant on June 8, 1967. _____

2. Years till 65. _____

3. Salary at time of injury. $_____

4. Projected salary

20-29 salary $_____ *x years_____ = $_____

30-39 salary $_____ (130% of above)

x years_____ = $_____

40-49 salary $_____ (120% of above)

x 10 years = $_____

50-59 salary $_____ (110% of above)

x 15 years = $_____

Total $_____

5. Average annual salary:

total salary $_____

÷ _____ years till 65

6. Lost future earnings: estimated percentage of future earning capacity lost _____%

x total salary $_____. $_____

*Use 3 above or $4160, whichever is greater.

7. Annual lost future earnings: estimated percentage of future earning capacity lost _____% x average annual salary $_____ $_____

8. Present value of lost future earnings: annual lost future earnings $_____ x factor _____. $_____

F. Total claimed $ 300